

REMARKS

This Application has been carefully reviewed in light of the Office Action mailed July 8, 2008. At the time of the Office Action, Claims 15-36 were pending in this Application. Claims 15-36 were rejected. Claims 15, 25, 35, and 36 have been amended. Claims 37-39 have been added. Applicants respectfully requests reconsideration and favorable action in this case.

Rejections under 35 U.S.C. § 101

Claims 15, 25, 35 and 36 were rejected by the Examiner under 35 U.S.C. §101 because the claimed invention is directed to non-statutory subject matter. Applicants amend Claims 15, 25, 35, and 36 to overcome these rejections and respectfully request full allowance of all pending Claims as amended.

The Examiner rejected the specification under 35 U.S.C. 101 for allegedly being directed to non-statutory subject matter. Applicant respectfully disagrees.

With respect to independent claims 15 and 25, these claims have been amended to recite the transmission of the document of at least the new position codes. The specification is directed to the coding of documents, for example, using the XML schema definitions and for transmission of such documents. *See*, substitute specification, e.g., paragraph [0002]. The specification particular mentions the MPEG-4 and MPEG-7 standards which are used for document transmission in digital systems. *See*, substitute specification, e.g., paragraph [0003]. Finally, the specification specifically mentions the transmission of data and in particular, the requirement in the prior art of re-transmitting all data if no more positions codes are left in a document. *See*, substitute specification, e.g., paragraph [0004].

New Claims 37-39 have been amended to include the step of storing at least the new position codes which applies for at least the scenario discussed in paragraph [0004]. The storing of the position codes is disclosed in Figs. 2 and 3 which show how the binary representations are formed within a data structure. In particular paragraph [0015] discloses how new position codes are inserted into an existing data structure and, thus, stored.

Hence, Applicant believes that all claims are now directed to statutory subject matter. No new matter has been added.

Association of Customer Number and Change of Correspondence Address

Applicants respectfully request that all papers pertaining to the above-captioned patent application be associated with Customer No. **31625**, and direct all correspondence pertaining to this patent application to practitioners at Customer Number **31625**. All telephone calls should be directed to Andreas Grubert at 512.322.2545. A Revocation and Power of Attorney is submitted herewith.

CONCLUSION

Applicants have made an earnest effort to place this case in condition for allowance in light of the remarks set forth above. Applicants respectfully request reconsideration of the pending claims.

Applicants respectfully submit a Petition for One-Month Extension of Time. The Commissioner is authorized to charge the fee of \$130.00 to Deposit Account 50-2148 in order to effectuate this filing. Applicants also authorize the Commissioner to charge the amount of \$660.00 for new independent Claims 37-39 to Deposit Account No. 50-2148.

Applicants believe there are no additional fees due at this time, however, the Commissioner is hereby authorized to charge any fees necessary or credit any overpayment to Deposit Account No. 50-2148 of Baker Botts L.L.P.

If there are any matters concerning this Application that may be cleared up in a telephone conversation, please contact Applicants' attorney at 512.322.2545.

Respectfully submitted,
BAKER BOTTS L.L.P.
Attorney for Applicants

A handwritten signature in black ink, appearing to read 'A. Grubert', with a stylized flourish at the end.

Andreas Grubert
Registration No. 59,143

Date: October 15, 2008

SEND CORRESPONDENCE TO:

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